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566.40671X00

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Masahiro MIMURA et al.

Serial No.: 09/937,004

Filed:

May 22, 2002

For:

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Group:

2623

Examiner:

K. Siangchin

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97 & 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 August 25, 2005

Sir:

In the matter of the above-identified application, Applicants are submitting herewith a copy of a communication from a foreign patent office in a counterpart foreign application and copies of the documents listed in the attached form equivalent to Form PTO-1449 for the Examiner's consideration.

This information disclosure statement is being submitted before the mailing date of either a final action or a notice of allowance and is accompanied by the following certification specified in 37 CFR §1.97(e)

On information and belief, I hereby certify that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

U.S. Application No. 09/937,004

To the extent the documents listed on the attached form equivalent to Form PTO-1449 are not in the English language, the requirement of 37 CFR §1.98(a)(3) for a concise explanation of the relevance is satisfied by an English language version or translation of the foreign patent office report citing the documents and an English language abstract of the reference.

Items 1 and 2 cited in the Japanese Patent Office communication were previously submitted with an Information Disclosure Statement on September 11, 2002 and acknowledged by the Examiner in the March 29, 2005 Office Action.

It is respectfully requested that this information disclosure statement be considered by the Examiner.

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to the deposit account of Mattingly, Stanger, Malur & Brundidge, Deposit Account No. 50-1417 (referencing attorney docket no. 566.40671X00) please credit any excess fees to such deposit account.

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Frederick D. Bailey

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SHEET 1 OF 1

U.S. Department of ATTY, DOCKET NO. SERIAL NO. **FORM PTO-1449** Commerce (Rev. 4/92) Patent and Trademark 09/937,004 566.40671X00 Office APPLICANT INFORMATION DISCLOSURE Masahiro MIMURA et al. STATEMENT BY APPLICANT FILING DATE **GROUP** May 22, 2002 2623 (Use several sheets if necessary) **U.S. PATENT DOCUMENTS** FILING DATE IF APPROPRIATE EXAMINER INITIAL DATE CLASS SUBCLASS DOCUMENT NUMBER NAME FOREIGN PATENT DOCUMENTS CLASS SUBCLASS ABSTRACT DOCUMENT NUMBER DATE COUNTRY NO X JP 3-202973 A 9-1991 Japan OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) **DATE CONSIDERED EXAMINER**

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not

considered. Include copy of this form with next communication to applicant.

(Form PTO-1449 [6-4])